



# California Regional Water Quality Control Board

## Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

Linda S. Adams,  
Agency Secretary

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Arnold Schwarzenegger  
Governor

### Meeting Minutes

Los Angeles Regional Water Quality Control Board  
April 5, 2007 Regular Board Meeting  
City of Burbank Council Chambers  
275 E. Olive Avenue, Burbank, California

#### Item 1. Roll Call

The meeting was called to order by Chair Fran Diamond at 9:09 a.m.

Board Members Present: Chair Fran Diamond, Vice Chair Mary Ann Lutz, H. David Nahai (arrived at 11:00 am), Maribel Marin, Brad Mindlin, Leo Vander Lans, and Dick Richardson

Board Members Absent: None

Staff Present: Jonathan Bishop, Deborah Smith, David Bacharowski, Ronji Harris, Jack Price, Stephen Cain, Blythe Ponek-Bacharowski, David Hung, Michael Levy, Jennifer Fordyce, Xavier Swamikannu, Samuel Unger, Ejigu Solomon, Dan Radulescu, Carlos Urrunaga, Tracy Woods, Paula Rasmussen, Ivar Ridgeway, Wendy Phillips, Wen Yang, Rodney Nelson, Alex Alimohammadi,

#### Individuals whose Names Appear on the Sign-In Sheet

Mr. Peter Anderson, Center for Competitive Waste	Ms. Mary Edwards, Resident
Ms. Jan Chatten Brown,	Ms. Tess Dunham, Resident
Mr. Ralph Kroy, Resident	Ms. Kirsten James, Heal the Bay
Mr. Wayne Allen, Resident	Mr. Gerald McGowan, City of Los Angeles
Mr. Curtis Cash, City of Los Angeles	Mr. Steve Summartin, Resident
Mr. Jim Taylor, City of Thousand Oaks	Mr. Jay Spurgin, City of Thousand Oaks
Ms. JoAnne Kelly, City of Thousand Oaks	Mr. David McKinzu, Sierra Residential
Mr. Larry Forester, City of Signal Hill	Ms. Lisa Austin, GeoSyntec
Ms. Julie Millett, RWA Planning	Ms. Dorothee Alsentza, NRDC
Ms. Crystal Murray, Landscape Development	Mr. Matthew Haines, Landscape Development Inc.
Ms. Julie Limbean, Landscape Development Inc.	Mr. Chuck Heffernan, K.B. Homes
Mr. Codey Harpole, Newhall Land	Mr. Matt Yeager, San Bernardino Co. SW Program
Ms. Carrie Mattingly, City of Port Hueneme	Mr. Lee Huang, City of Los Angeles
Mr. James Kim, City of Los Angeles	Ms. Jane Nelson, RTF & Associates
Mr. Mike Flake, Brown & Caldwell	Mr. Michael Kolbenschlag, AEI-CASL Consulting
Mr. Bill Rosica, California Water Service Co.	Mr. Keith Jones, Caltrans
Mr. Scott McGowen, Caltrans	Mr. Sean Patrick, Richmond American Homes
Ms. Mary Lynn K. Coffee, Nossaman, Guthner, Knox & Elliott	Mr. Mark Grey, CICWQ/BIA-SC Mr. Andrew Henderson, BIA/SC

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Mr. Matthew Breiner, John Liang Homes	Mr. Terra Donlon, BIA/GLAY
Ms. Sheila Kennedy, Enfact Solutions	Mr. Ralph J. Capo, VTN West, Inc.
Mr. Tim Nanson, City of Simi Valley	Mr. Mark Watkins, City of Thousand Oaks
Mr. Jim Alcalá, American Premium Homes	Mr. Leo Tabbal, The Olsen Company
Mr. Jonathan Chai, BIA/SC	Mr. Dan Pavlanick, City of Simi Valley
Mr. Dan Leonm, Standard Pacific Homes	Mr. Gerry Greene, City of Downey
Ms. Junko Sams, Representing self	Ms. Theresa Rodgers, LARWQCB
Mr. Bert Rapp, City of Fillmore	Mr. Wayde Hunter,
Mr. Dave Edwards,	Mr. Ed Kavanjian,
Mr. Jim Thorsen, City of Malibu	Ms. Larissa Aumand, Weston Solutions, Inc.
Mr. Marvin Sachse, Brash Industries	Ms. Susannah Turney, City of Arcadia- PWSO
Mr. Dan McCoy, Weston Solutions	Mr. Dave Hauser, BFI
Ms. Ann Heil, L.A. County Sanitation District	Ms. Becky Bendikson,
Mr. Mike Driller, CA Department of Water Resources	Mr. David Sommers, L.A. County – Fourth District Mr. Craig George, City of Malibu
Mr. Calvin Chang, City of Burbank	Mr. Mike McKee, A-MEHR, Inc.
Mr. Martin Rosen, City of Los Angeles	Mr. Kevin McGillicuddy, Roscoe Moss Company
Ms. Katherine Rubin, L.A. County DPW	Mr. J. Richard Leymen, WAI Capital
Ms. Nancy Hoffman, Mid Valley Chamber of Commerce	Mr. Brendan Hoffman, VICA Mr. Victor Meza, City of Monterey Park
Mr. Chris Ariolla, City of Monterey Park	Ms. Mary Ellen Crosby, Friends of the Park
Ms. Fari Mofid, City of Los Angeles DWP	Mr. Peter Kim, Pardee Home, Valencia
Ms. Anne Ziliak,	Mr. Michael Drennan, Resident
Ms. Debby Figoni, City of San Dimas	Mr. Steve Blots, Assoc. of Gen. Contractors of CA
Ms. Alice Gong, City of Los Angeles	Mr. Darrell Siegrist, County of Ventura
Ms. Lauren Amimoto, City of Pico Rivera	Mr. Martin Aiyetiwa, L.A. County DPW
Mr. Geoff Brosseau, CASQA	Mr. Mack Walker, Larry Walker Associates
Mr. Richard Bradley, City of Ventura	Mr. Vaikko Allen, Contech Stormwater Solutions
Mr. Fred Camarillo, City of Port Hueneme	Mr. Tom Leary, City of Long Beach
Ms. Kim Thompson,	Ms. Teri Davis, City of Moorpark
Mr. Mark Pumford, City of Oxnard	Mr. Kevin Gieschen, City of Simi Valley
Ms. Anita Kuhman, City of Camarillo	Ms. Carrie Bluth, CA Coastal Commission
Ms. Diana Perez, Pardee Homes	Ms. Melissa Pare, Nossuman
Ms. Sharon Rubalcava, Weston Benshoof	

## Item 2. Order of Agenda.

**MOTION:** To approve the order of agenda.

*Item 13 is continued to the next meeting.*

First: Vice Chair Mary Ann Lutz

Second: Board Member Dick Richardson

Vote: Approved by unanimous vote.

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Item 3. Approval of March 1, 2007 draft Meeting Minutes.

MOTION: To adopt the March 1, 2007 draft Meeting Minutes.

First: Board Member Brad Mindlin

Second: Board Member Leo Vander Lans

Vote: Approved by unanimous vote

Item 4. Board Member Communications.

*There were no communications reported that constitute the Ex Parte Communications disclosures.*

*However, Board member Maribel Marin reported that she attended the City of Los Angeles' Quarterly Environmental meeting and there was discussion about ongoing studies and projects related to soil and groundwater cleanup.*

*Chair Fran Diamond indicated that she and Vice Chair Mary Ann Lutz attended the Strategic Planning meeting at State Board, and that there are plans to hold a Strategic Planning Workshop next month.*

Item 5. Executive Officers Report

Report given by Jonathan Bishop, Executive Officer, and posted on the Board's website: [www.swrcb.ca.gov/~rwqcb4/html/eo\\_reports/eo\\_reports.html](http://www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html) .

Item 5.a. Board Checklist.

*There was no discussion or questions regarding the Board Checklist.*

Item 5.b. Report from State Board.

Item 6. Public Forum.

Speakers:

- Mr. Jim Thorson, Representing City of Malibu
- Mr. Craig George, Representing City of Malibu
- Ms. Becky Bendickson, Resident Granada Hills

*These City of Malibu representatives talked about the ongoing efforts in Malibu with outreach efforts to Home Owner Associations in Malibu, and the reason for the delay with the Environmental Impact Report (EIR) for both the Malibu Country Mart facilities, and the Paradise Cove Mobile Home Park .*

## Questions and Concerns of the Board:

*The Board expressed its concern for the City's delay in providing Paradise Cove Mobile Home Park and the Malibu Country Mart facilities with the permit and the Environmental Impact Report (EIR). The Board urged the City to work diligently and where possible, to do its part to assist with the processing of the permit and the EIR in order to move forward expeditiously with ongoing projects for these sites.*

## Item 7. Uncontested Items Calendar.

MOTION: To deem non-controversial and approve Agenda Items 8, 9, and 10

First: Board Member Brad Mindlin  
Second: Board Member Dick Richardson  
Vote: Approved by unanimous vote.

## Item 12. Browning Ferris Industries, Inc.

## Introduction to Report.

Ms. Wendy Phillips, Groundwater Permitting and Cleanup Section Chief

- BFI accepts 600 tons of waste per day
- BFI does not accept waste that is imported from other counties
- The tentative permit will replace a permit from 1991
- BFI is regulated through the Integrated Waste Management Board's Solid Waste facilities permit and the Stormwater permit for industrial waste activities

## Staff Report.

Mr. Rod Nelson, Land Disposal Unit Chief; and Mr. Wen Yang, Land Disposal Unit Staff

- Phase 1 through 4 of the landfill will soon be filled to its capacity
- This permit proposes a 42-acre land expansion
- Discussed the proposed new permit and compared them to the old permit
- There is no change in the Monitoring and Reporting Program for the proposed permit
- Gave clarification on the existing Corrective Action program
- The community has concerns about health issues
- Talked about the Potential Assurance fund

## Public Comment.

- Mr. Dave Edwards, Browning Ferris Industries, Inc. (in support)
- Ms. Jan Chatten Brown, North Valley Coalition (opposed)
- Mr. Peter Andersen, Competitive Waste Organization (opposed)
- Ms. Carly Katonya, Representing Supervisor Yvonne Burke (in support)
- Mr. Joe Mello, State Water Resources Control Board (in support)
- Mr. Brendan Huffman, VICA (in support)
- Ms. Nancy Hoffman, Greater San Fernando Valley Chamber of Commerce (in support)
- Mr. Wayde Hunter, President North Valley Coalition (opposed)
- Ms. Mary Edwards, Resident (opposed)

- Mr. Ralph Kroy, Resident (opposed)
- Ms. Kim Thompson, Resident (opposed)

Board questions, discussion, and concerns:

- What assurances are there for the liners in case of a catastrophic event?
- Clarification that the proposed extensions are not down gradient for the landfill
- Ask for clarification that the Board will have the opportunity to determine if the cover is correct
- Clarification on the Board's authority for financial assurances

*Ms. Jennifer Fordyce and Mr. Michael Levy, Staff Counsels gave clarification on financial mechanisms that are allowed in Title 27, as pertaining to financial assurances.*

**MOTION:** To approve the Waste Discharge Requirements with the following changes:

- Agenda Page No. 12-29, Requirement No. L-12, replaces “**Executive Officer**” with the Regional Board and now reads:
  12. Within 30 days of the adoption of the Order, the Discharger shall submit a proposal to the Regional Board in accordance with 27 CCR section 22222, for assurance of financial responsibility in an amount appropriate for initiating and completing corrective action for all known or reasonably foreseeable releases from the Landfill. Upon approval by the Regional Board, The Executive Officer shall forward the proposal to the CIWMB. The Regional Board shall reconsider the amount after the promulgation of the regulations by the CIWMB, as required by Public Resources Code sections 43050 and 43501.
- Agenda Page 12-30, Requirement No. M.1 has been changed to read:
  1. Regional Board staff shall convene a workgroup that includes other State, County and local regulatory agencies, the Discharger, and concerned groups and citizens to evaluate the seismic stability properties of the proposed final cover system, or any alternative final cover system proposed under Sections 20080(b) and 21090(a) of 27 CCR for the County Extension Landfill. After consideration of comments offered by the workgroup, the Discharger shall submit a conceptual final cover design for the County Extension Landfill for the Regional Board to approve. The Regional Board will revise these requirements within two years from the date of this Order if the design of a conceptual final cover system is not approved before such date. In the interim, no landfill construction shall be conducted within the proposed Phases VI and VII areas of the Landfill (Figure 3).
- Agenda Page 12-49, II, Required Monitoring and Inspections, has been changed to read:

The Discharger shall conduct the following monitoring and inspections at the Landfill. Unless otherwise indicated, all monitoring data and inspection results shall be reported to the Regional Board as outlined in Section I of this M&RP. In addition, Regional Board staff shall conduct annual testing appropriate to confirm the accuracy of the Discharger's self monitoring.

First: Board Member David Nahai  
Second: Board Member Dick Richardson  
Vote: Approved by unanimous vote

Item. 11. Workshop to solicit comments on the tentative Municipal Separate Storm Sewer System Discharge Permit for the County of Ventura.

Joint Staff Report by Xavier Swamikannu, Tracy Woods, Ivar Ridgeway, Dan Radulescu, Ejigu Solomon, and Carlos Urrunaga; the reports included but were not limited to the following:

- MS4 Permit background information
- Discussion on illicit connection and public input and participation
- Discussion about the Industrial and Commercial Stormwater Programs
- Discussion on the land development program
- Discussion on the development of the construction program for the permit
- The draft permits incorporates TMDL Standards
- How Best Management Practices are established
- Highlighted the proposed changes to the program

*An Oath was rendered by the Board Chair.*

Interested Parties/Public Comment.

- Supervisor Kathy Long, County of Ventura
- Mr. Gerhardt Hubner, County of Ventura Watershed Protection Division
- Ms. Vicki Musgrove, County of Ventura
- Councilmember Bryan Brennan
- Ms. Holly Schroeder, Building Industry Association
- Dr. Mark Grey, Building Industry Association
- Councilmember Larry Forester, City of Signal Hill
- Mr. Richard Watson, Consultant to CPR Cities
- Dr. Gerald Green, Representing CPR Cities
- Ms. Lisa Rath, City of Lakewood
- Mr. Ray Tahir, TEC Environmental
- Ms. Kirsten James, Heal the Bay
- Ms. Dorothy Alsentza, NRDC
- Mr. Geoff Brosseau, California Stormwater Quality Association (CASQA)
- Ms. Carrie Bluth, California Coastal Commission
- Mr. Arnie Anselm, County of Ventura
- Mr. John Bejan, City of Moorpark
- Ms. Teri Davis, City of Moorpark
- Mr. Mark Pumford, City of Oxnard
- Ms. Carrie Mattingly, Port Hueneme Utilities Director
- Mr. Burt Rapp, City of Fillmore

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- Ms. Anita Kuhlman, City of Camarillo
- Mr. Jay Spurgin, City of Thousand Oaks
- Mr. Vaikko Allen, Contech Stormwater Solutions
- Mr. Matthew Breiner, John Laing Homes
- Mr. Matthew Holly, City of Fillmore Resident
- Mr. Rurik Nye, President of Nye & Nelson Inc.
- Mr. Marvin Sachse, Brash Industries
- Mr. Andrew Henderson, BIA Southern California

Board discussion, concerns and direction:

- Clarification on Wasteload Allocations (WLAs)
- Consideration and inclusion of Economic considerations
- Atmospheric deposition issues need to be clarified
- Expansive soils issues need more studies
- Concerns about integration of TMDLs in the Stormwater permit
- Look at Fillmore and see whether trash excluders in that city would have deleterious effects
- The Board would like a better understanding of maximum action levels (MALs)
- The Board requested that the August meeting and stormwater workshop be held in Ventura County

The meeting was adjourned at approximately 6:15 p.m. Minutes adopted at the May 3, 2007 Board meeting.

Written and submitted by: \_\_\_\_\_ on  
Ronji R. Harris

